

The Honorable Robert S. Lasnik

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

WICKFIRE, LLC,

Plaintiff,

v.

TRIMAX MEDIA, INC., *et al.*,

Defendants.

NO. 2:15-mc-00051-RSL

**NOTICE OF INTENT TO FILE
SURREPLY AND REQUEST TO
RESPOND TO MOTION TO STRIKE**

Related Case: U.S. District Court for the
Western District of Texas, Austin Division,
Case No. 1:14-CV-34

Noted for Motion Docket
Wednesday, May 27, 2015

To the extent the Court intends to consider movant BrandVerity, Inc.’s Motion to Strike (“Motion”) inserted into its Reply Memorandum in Support of Motion to Quash [Docket 0], Defendant TriMax Media, LLC (“TriMax”) hereby respectfully submits notice of its to file a surreply pursuant to Local Rule 7(g)(1) to strike the Motion. TriMax received motion on Friday, May 22, 2015 at 5:48PM (Central Time, where TriMax and its counsel, eted pro hac vice, are located). The following Monday, May 25, 2015, was Memorial Day, ernal holiday, and TriMax has filed this notice as soon as practicable.

To the extent that the Court deems TriMax's surreply to be a "response" to BrandVerity's Motion to Strike, TriMax respectfully requests leave from the Court to respond

1 to BrandVerity's Motion to Strike under Local Rule 7(g)(4).

2 DATED this 26th day of May 2015.

3 GARVEY SCHUBERT BARER

4

5 By /s/ John Crosetto
John Crosetto, WSBA #36667

6 -and-

7

8 /s/ Peter L. Vogel
Peter S. Vogel
Admitted Pro Hac Vice
Texas Bar No. 20601500
9 GARDERE WYNNE SEWELL LLP
10 3000 Thanksgiving Tower
11 1601 Elm Street
12 Dallas, Texas 75201-4761
13 Telephone: 214.999.3000
Facsimile: 214.999.4667
pvogel@gardere.com

14 ATTORNEYS FOR DEFENDANT
15 TRIMAX MEDIA, LLC

16
17
18
19
20
21
22
23
24
25
26
NOTICE OF INTENT TO FILE SURREPLY - 2

GARVEY SCHUBERT BARER
A PARTNERSHIP OF PROFESSIONAL CORPORATIONS
eighth floor
1191 second avenue
seattle, washington 98101-2939
206 464 3939

CERTIFICATE OF SERVICE

I, Lori Druss, hereby certify that on May 26, 2015, I filed the foregoing Notice of Intent to File Surreply and Request to Respond to Motion to Strike with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to the attorney Alan S. Middleton.

Alan S. Middleton PLLC

By Email from USDC CM/ECF System

Alan Middleton
18550 43rd Ave. NE
Lake Forest Park, Washington 98155
(206) 533-0490
alanscottmiddleton@comcast.net

Additionally, I caused a copy of the foregoing to be served upon the following attorneys by the means indicated.

ATLAS LAW PLLC

By Email and via USPS 1st Class Mail

Katharine M. Atlas
Texas Bar No. 24080777
2525 Robinhood Street
Houston, Texas 77005
Telephone: (713) 561-5544
Facsimile: (832) 201-9874
katlas@atlastriallaw.com

DENKO COBURN LAUFF LLP

By Email and via USPS 1st Class Mail

Bradley Coburn (Texas Bar No. 24036377)
Sherri A. Wilson (Texas Bar No. 24075291)
3811 Bee Cave Road, Suite 204
Austin, Texas 78746
Telephone: (512) 906-2074
Facsimile: (512) 906-2075
coburn@dcllegal.com
wilson@dcllegal.com

DATED this 26th of May, 2015.

GARVEY SCHUBERT BARER

By: Lori A. Druss
Legal Assistant

GSB:7100673.3 [18929.69000]

NOTICE OF INTENT TO FILE SURREPLY - 3

Gardere01 - 6626433v.1

GARVEY SCHUBERT BARER
A PARTNERSHIP OF PROFESSIONAL CORPORATIONS
eighteenth floor
1191 second avenue
seattle, washington 98101-2939
206 464 3939

Lori Druss

From: Microsoft Outlook
To: katlas@atlastriallaw.com; coburn@dcllegal.com; wilson@dcllegal.com
Sent: Tuesday, May 26, 2015 3:32 PM
Subject: Relayed: Relay of filing in USDC Case No 2:15-mc-00051-RSL / Wickfire, LLC v Trimax Media, Inc. et al.

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

katlas@atlastriallaw.com (katlas@atlastriallaw.com)

coburn@dcllegal.com (coburn@dcllegal.com)

wilson@dcllegal.com (wilson@dcllegal.com)

Subject: Relay of filing in USDC Case No 2:15-mc-00051-RSL / Wickfire, LLC v Trimax Media, Inc. et al.